

BEFORE
THE PUBLIC SERVICE COMMISSION OF
SOUTH CAROLINA
DOCKET NO. 96-210-E - ORDER NO. 96-871
DECEMBER 18, 1996

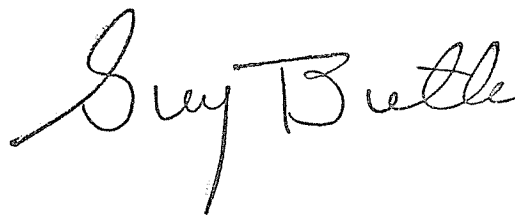
IN RE: Phil Melvin,)	ORDER
)	DISMISSING
Complainant,)	COMPLAINT
)	
vs.)	
)	
Duke Power Company,)	
)	
Respondent.)	
)	
)	

This matter comes before the Public Service Commission of South Carolina (the Commission) on the December 13, 1996 Motion to Dismiss filed by Duke Power Company (Duke). Duke notes that the complaint at issue was dismissed one time already pursuant to Order No. 96-635, for failure of the Complainant to pre-file testimony and exhibits as ordered by the Commission. The Commission, after receiving a request from the complainant to re-open the matter, granted that request, and established additional dates for the pre-filing of testimony. Duke notes that once again, the Complainant has failed to prefile its testimony and exhibits by the appointed date, therefore, making it impossible for Duke to respond. Duke therefore moves for dismissal of the complaint. The Motion is hereby granted, for

failure to pre-file as ordered by the Commission.

This Order shall remain in full force and effect until
further Order of the Commission.

BY ORDER OF THE COMMISSION:



Chairman

ATTEST:



Executive Director

(SEAL)